

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

13-004-O

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING DEDICATION OF A STREET AND
UTILITY EASEMENT OVER CERTAIN CITY PROPERTY IN THE
CANAL PARK AREA TO THE GENERAL PUBLIC.

CITY PROPOSAL:


The city of Duluth does ordain:

Section 1. That the proper city officials hereby dedicates and conveys to the general public an easement for street and utility purposes in, under, over, upon, across and along the following described property in St. Louis County, Minnesota:

Commencing at the Southwest corner of said Lot 30; thence on an assumed bearing of North 15 degrees 55 minutes 39 seconds West, along the Southwest line of said Block 1, a distance of 25.63 feet to the point of beginning of the easement to be described; thence North 15 degrees 55 minutes 39 seconds West, along said Southwest line of Block 1, a distance of 50.00 feet; thence North 75 degrees 01 minutes 17 seconds East, a distance of 42.65 feet; thence South 24 degrees 50 minutes 11 seconds West, a distance of 32.92 feet; thence South 10 degrees 58 minutes 48 seconds East, a distance of 24.77 feet; thence South 75 degrees 01 minutes 17 seconds West, a distance of 19.01 feet to the point of beginning and there terminating.

Section 2. That this ordinance shall take effect 30 days after its passage and publication.

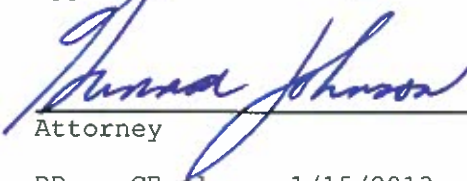
Approved:


Department Director

Approved for presentation to council:


Chief Administrative Officer

Approved as to form:


Attorney

Approved:


Auditor

BD CE:slw 1/15/2013

STATEMENT OF PURPOSE: The purpose of this ordinance is to dedicate a street and utility easement over property in Canal Park to the general public adjacent to Endion Station.

Pursuant to Ordinance No. 13-002 the City conveyed the Endion Station building and adjacent property to Old City Hall, LLC. As conveyed, the property did not have any legal street frontage. The building was located on a larger parcel of property which had on it certain street and walkway facilities necessary to the general transportation needs of the public. Therefore this portion of the property could not be simply conveyed to the building's buyer.

In order for the Endion Station parcel to be a legal lot under the UDC, however, it is necessary for it to have frontage on a public street. This in turn could be important to the building owner being able to secure any loans needed to maintain or improve the building.

Therefore it is necessary for the City to create a public street easement over adjacent property it owns so that building will have street access and therefore be "legal".